



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड 2

PART II — Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं 14] नई दिल्ली, बृहस्पतिवार, अप्रैल 24, 2003 / वैशाख 4, 1925

No. 14] NEW DELHI, THURSDAY, APRIL 24, 2003 / VAISAKHA 4, 1925

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bill was introduced in Lok Sabha on 24th April, 2003:—

BILL NO. 25 OF 2003

A Bill to amend the Jallianwala Bagh National Memorial Act, 1951.

Be it enacted by Parliament in the Fifty-fourth Year of the Republic of India as follows:—

1. This Act may be called the Jallianwala Bagh National Memorial (Amendment) Act, 2003. Short title.

25 of 1951. 2. In the Jallianwala Bagh National Memorial Act, 1951 (hereinafter referred to as the principal Act), in section 4, for sub-section (1), the following sub-section shall be substituted, namely:— Amendment of section 4.

“(1) The Trustees of the Jallianwala Bagh National Memorial shall be the following, namely:—

- (a) the Prime Minister.— Chairperson,
- (b) Union Minister in charge of Culture,
- (c) Union Minister in charge of Home Affairs,
- (d) Governor of the State of Punjab,
- (e) Chief Minister of the State of Punjab,

(f) the Leader of the Opposition in the House of the People,

(g) three eminent persons to be nominated by the Central Government, one of them being from the district of Amritsar,

(h) Secretary to the Government of India in the Department of Culture as Member-Secretary to the Trust, *ex officio.*"

3. For section 5 of the principal Act, the following section shall be substituted, namely:—

"5. (1) The Trustees mentioned in clauses (a), (b), (c), (d), (e), (f) and (h) of sub-section (1) of section 4 shall be *ex officio* Trustees.

(2) The Trustee nominated under clause (g) of sub-section (1) of section 4 shall be a Trustee for a period of five years, and shall be eligible for re-nomination."

4. For section 7 of the principal Act, the following sections shall be substituted, namely:—

"7. (1) For the purposes of managing the affairs of the Trust, there shall be a committee of management consisting of—

(a) Union Minister in charge of Culture — Chairperson;

(b) such number of eminent persons not exceeding three, as may be nominated by the Chairperson of the Trust on the recommendation of the Chairperson of the committee of management for a period of three years; and

(c) Secretary to the Government of India in the Department of Culture as Member-Secretary to the committee, *ex officio.*

(2) The committee shall have such powers and perform such duties and functions as may be entrusted to the committee by the Trust.

(3) The committee of management shall meet at least once in six months to recommend the programme and budget of the Trust as also to formulate regulations for submission to the Trust.

7A. The Trust shall meet at least once in a year to approve the audited accounts of the Trust."

5. In section 10 of the principal Act, for clause (c), the following clause shall be substituted, namely:—

"(c) the powers, duties and functions of the committee of management under sub-section (2) of section 7;"

6. After section 10 of the principal Act, the following section shall be inserted, namely:—

"10A. Every rule or regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation or both Houses agree that the rule or regulation should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation."

7. For the Schedule to the principal Act, the following Schedule shall be substituted, namely:—

Substitution of new section for section 5.

Term of office of Trustees.

Substitution of new section for section 7.

Committee of management.

Power to approve audited accounts.

Amendment of section 10.

Insertion of new section 10A.

Rules and regulations to be laid before Parliament.

Substitution of new Schedule.

"THE SCHEDULE
(See section 6)

PROPERTIES VESTED IN TRUSTEES

Part I.—Immovable Properties

1. The piece of land known as the Jallianwala Bagh, Amritsar measuring 49 kanals 17 marlas, that is to say, 6-37/160 acres or thereabouts.
2. Two pieces of land, one measuring $49\frac{1}{2}$ by 31 feet or thereabouts and the other 35 by $9\frac{1}{4}$ yards on the east and by 8 yards on the west or thereabouts, and conveyed to the then Trustees of the Memorial by a deed of sale registered on the 20th September, 1920 as No. 5960, Bahi No. 1, Volume No. 1572, pages 19 to 46 of the office of the Registrar, Amritsar.
3. Plinth area of building = 945 Sq. ft. having bullet marks purchased from its owners on 28-3-1952.
4. Evacuee property plinth area = 275 Sq. ft. purchased on 22-2-1963.
5. Evacuee property plinth area = 720 Sq. ft. purchased on 22-2-1963.
6. Evacuee property plinth area = 479 Sq. ft. purchased on 22-2-1963.
7. Evacuee property plinth area = 1245 Sq. ft. purchased on 22-2-1963.
8. Evacuee property plinth area = 315 Sq. ft. purchased on 22-2-1963.
9. Evacuee property plinth area = 4460 Sq. ft. purchased on 22-2-1963.
10. Evacuee property plinth area = 1364 Sq. ft. purchased on 22-2-1963.
11. Evacuee property plinth area = 823 Sq. ft. purchased on 22-2-1963.
12. The building and other structures standing on the lands referred to in Items 1 to 11 above.

Part II.—Movable Properties

Item No.	Description of investments	Amount
1.	In savings account in the Central Bank of India, Amritsar.	Rs. 9,355-63
2.	In savings account in the Dena Bank, Amritsar.	Rs. 6,064-32
3.	In savings account in the Punjab National Bank, Amritsar.	Rs. 9,13,630-52
4.	In savings account in the Central Bank of India, Amritsar.	Rs. 1,44,826-26
5.	In savings account in the Oriental Bank of Commerce, Amritsar.	Rs. 3,394-99
6.	In savings account in the State Bank of Patiala, Amritsar.	Rs. 2,556-92
7.	In savings account in the Punjab National Bank, Amritsar.	Rs. 28,137-78
8.	In savings account in the Oriental Bank of Commerce, Amritsar.	Rs. 2,509-62
9.	In savings account in the Punjab National Bank, Amritsar.	Rs. 4,568-16
10.	Fixed Deposit with the Punjab National Bank, Amritsar.	Rs. 12,72,415-00
11.	Fixed Deposit with the Punjab National Bank, Amritsar.	Rs. 15,00,000-00
12.	Cash in hand on 1-4-2002.	Rs. 936-95
13.	In the Unit Trust of India.	Rs. 13,43,744-00
14.	In the ICICI Safety Bonds.	Rs. 79,00,000-00
15.	Moneys due from Government by way of refund of income-tax deducted at source.	Rs. 232-00
16.	In the ICICI Bank, Amritsar.	Rs. 18,33,089-00
17.	In the Central Bank of India, Amritsar, KDS (Grant A/c).	Rs. 1,75,00,000-00
18.	Cash in hand (Grant A/c).	Rs. 1,037-00
19.	In the Central Bank of India, Amritsar.	Rs. 68,585-00".

STATEMENT OF OBJECTS AND REASONS

The Jallianwala Bagh National Memorial Act, 1951 was enacted to provide for the erection and management of a National Memorial to perpetuate the memory of those killed or wounded on the 13th day of April, 1919 in Jallianwala Bagh, Amritsar. The objects of the said Act was to place the then existing Trust on a permanent basis, to establish a body corporate to be known as the Trustees of the Jallianwala Bagh National Memorial, to transfer to that body all the property and funds and to confer upon that body all necessary powers for carrying out the objects of the Trust.

2. The objects of the Trust, *inter alia*, include erection and maintenance of buildings, structures and parks at or near the site of the Jallianwala Bagh in the city of Amritsar, acquiring lands, buildings and other properties for the purposes of the Trust and raising and receiving funds for the purposes of the National Memorial.

3. Over a period of time, with the passing away of the Trustees appointed for life, the situation has changed and the Government does not have proper representation on the Trust. Further, the Government cannot appoint Trustees for life without making necessary amendments in the said Act. Therefore, with a view to filling up the vacancies caused on account of the passing away of the life Trustees, it has become necessary to amend the said Act through the Jallianwala Bagh National Memorial (Amendment) Bill, 2003.

4. Jallianwala Bagh is a National Memorial revered by all the Indians. The new composition proposed in the Bill would make the Trust much more representative in its character. The Trust will receive the rightful recognition and importance if it is headed by the Prime Minister as proposed.

5. The Bill seeks to achieve the above objects.

JAGMOHAN.

G.C. MALHOTRA,
Secretary-General.